IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 7453 of 1996

For Approval and Signature:

HONOURABLE MR.JUSTICE JAYANT PATEL

==========

1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

==========

NAGJIBHAI BAJANBHAI & 2 - Petitioner(s)
Versus
MANHARBA HIMMATSINH DHALIYA D/O.LATE HIMMATSINH J DHALIYA & 1 - Respondent(s)

==========

Appearance :

MR KR RAVAL for Petitioner(s) : 1 - 3.
NOTICE SERVED BY DS for Respondent(s) : 1,
MR AJ PATEL for Respondent(s) : 1,
MR MAHENDRA K PATEL for Respondent(s) : 1,
RULE SERVED for Respondent(s) : 2,

MR SATYAM CHHAYA, AGP for State

==========

CORAM : HONOURABLE MR.JUSTICE JAYANT PATEL

Date : 31/01/2007

ORAL JUDGMENT

1. Mr.Raval, learned Counsel appearing for the

petitioner as well as Mr.M.K.Patel, learned Counsel appearing for the respondent No.1 place on record a copy of the settlement arrived at between the petitioner and respondent No.1 outside the Court and the learned Counsel appearing for both the sides confirm such position and pray that the matter would not survive in view of the settlement.

2. Mr.Chhaya, learned AGP has no instruction in this regard.

3. Under the above circumstances, a copy of the settlement is placed on record. The matter is disposed of as having become infructuous. Rule discharged. I.R., if any, stands vacated.

31.1.2007 **(Jayant Patel, J.)**

vinod